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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 CONSTANCE MELKONIAN,

11 Plaintiff,

12 v.

13 MICHAEL J. ASTRUE, Commissioner  
14 of Social Security,

15 Defendant.  
16  
17

) Case No. 06cv2081-JLS (BLM)

) **ORDER GRANTING DEFENDANT'S EX**  
) **PARTE APPLICATION TO CONTINUE**  
) **HEARING DATE**

18 On December 11, 2007, Defendant in the above matter filed an ex  
19 parte application requesting a continuance of the January 18, 2007  
20 hearing date. Doc. No. 51. The hearing concerns Plaintiff's motion for  
21 summary judgment, and the matter is to be resolved under submission.  
22 Doc. No. 50. In support of his application, Defendant stated that the  
23 Special Assistant United States Attorney assigned to the matter was on  
24 emergency medical leave through the end of the year. Id.

25 Defendant's application is **GRANTED**. Defendant must file any cross-  
26 motion for summary judgment on or before **January 2, 2008**. Plaintiff  
27 must file any opposition to the cross-motion by **January 16, 2008**.  
28 Defendant must file any reply brief on or before **January 30, 2008**.

1 The matter will be heard on **February 13, 2008** at **9:00 a.m.** Unless  
2 the Court directs otherwise in advance, pursuant to Local Rule  
3 7.1(d)(1), the matter will be resolved without oral argument and no  
4 personal appearances on the hearing date should be made.

5 Questions regarding this case may be directed to the Magistrate  
6 Judge's law clerk at (619) 557-7372.

7 **IT IS SO ORDERED.**

8  
9 DATED: December 12, 2007

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11 BARBARA L. MAJOR  
12 United States Magistrate Judge

13 COPY TO:

14 HONORABLE JANIS L. SAMMARTINO  
15 UNITED STATES DISTRICT JUDGE

16 ALL COUNSEL  
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